

MINUTES OF COUNCIL

A regular session of Troy City Council was held Monday, August 1, 2016, at 7:00 p.m. in Council Chambers.

Members Present: Oda, Phillips, Schweser, Snee, Terwilliger, Tremblay and Twiss.

Upon motion of Mr. Schweser, seconded by Mr. Phillips, Mr. Kendall was excused from this meeting by unanimous roll call vote.

Upon motion of Mrs. Snee, seconded by Mr. Twiss, Mr. Heath was excused from this meeting by unanimous roll call vote.

Presiding Officer: Martha A. Baker

President of Council

Others Present: Michael L. Beamish
Patrick E. J. Titterington
Grant D. Kerber

Mayor
Director of Public Service and Safety
Director of Law

INVOCATION: The meeting began with an invocation given by Mrs. Snee, followed by the Pledge of Allegiance.

PUBLIC HEARING: At 7:03 p.m., Mrs. Baker declared open a public hearing on O-34-2016, rezoning of part of OLs 119 and 120 from R-5 to M-2.

Speaking in Favor of the Rezoning:

-Bill Adkins, 1126 Jeep Street, stated he did not oppose the rezoning, but stated concern for traffic if rezoned and had questions regarding the plans for the land. Mr. Titterington responded that the purchaser has indicated the use to be for parking or expansion of the existing building or building another structure for storage, but no plans have been received to be reviewed as the rezoning has to be processed first.

-James Snyder, 1020 Race Drive, asked if Spectracam is the proposed purchaser and was told that is true. He asked about the area proposed to be rezoned (2.69 acres), if an easement by his property is being vacated, and stated Spectracam has been a good and clean neighbor. Mr. Titterington advised that any future easement vacation would have to be considered by Council.

-Steven Justice, legal counsel for Spectracam and assisting Habitat with the sale of the land, stated Spectracam is asking the land be rezoned back to the industrial zoning it had prior to be rezoned after Habitat purchased the land. He also commented that Spectracam intends to be able to move trucks off Race Drive to unload deliveries, creating a safer situation with less interruption to the neighborhood.

Speaking Opposing the Rezoning:

-Brian Joseph, 1004 E. Race Drive, asked if Council would like to have light industrial in their back yards. He commented that he and the neighbors enjoy the tree canopy in their back yards and do not want to lose that and he is concerned he and his neighbor will lose the use of a drive. Mr. Joseph relayed that he had twice offered to purchase the land from Habitat, but was not able to complete a purchase.

-Gloria Bashore, 1008 Race Drive, stated her concern with more truck traffic and reduced property values.

-Mr. Adkins, 1126 Jeep Street, said he is opposed to the rezoning.

In response to Mrs. Oda, Mr. Titterington confirmed that the rezoning to M-2 is returning the land to the zoning it had prior to being rezoned for Habitat when Habitat had planned to put houses on the land.

There being no further comments, at 7:18 p.m., Mrs. Baker declared this public hearing closed.

MINUTES: The Clerk gave a summary of the minutes of the July 18, 2016 meeting of Troy City Council. There were no corrections or additions to these minutes. A motion was made by Mr. Phillips, seconded by Mr. Twiss, to approve these minutes. Motion passed by unanimous roll call vote.

COMMITTEE REPORTS:

Finance Committee: Mr. Tremblay reported, that Committee recommends legislation be prepared to authorize bank deposit agreements with the five financial institutions that submitted proposals for the deposit of public funds, as recommended by the City Auditor. As the current depository agreements expire August 22, Committee supported emergency legislation.

Report signed by Schweser and Tremblay.

Law & Ordinance Committee: Mr. Schweser, Chairman, reported that Committee recommends legislation be prepared to accept the dedication of the following rights-of-way, as recommended by the Troy Planning Commission:

1. 1.150 acres of existing Inlot 10577 along the west side of Troy-Sidney Road.
2. 0.925 acres of existing Inlots 7133, 7134, and 7135 along the 1400 block of East Staunton Road and the 1500 block of Old Staunton Road.

Report signed by Phillips, Snee and Schweser.

Recreation & Parks: Mrs. Oda reported that Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to finalize the sale of approximately 40.630 acres of Duke Park North to the Board of Commissioners of Miami County Park District as authorized by the Real Estate Purchase Option Agreement between the City and the County Park District. So that the purchase and transfer of land can be completed when requested, Committee supported emergency legislation.
Report signed by Oda and Tremblay.

CITIZEN COMMENTS – Andrew Luring invited Council to attend a peaceful rally at Prouty Plaza, 2:00 p.m., August 7.

RESOLUTIONS – NONE.

ORDINANCE NO. O-34-2016

ORDINANCE CHANGING THE ZONING OF PART OF OUTLOTS 119 AND 120 (PARCEL NO. D08-096930) IN THE CITY OF TROY, OHIO FROM THE ZONING OF R-5, SINGLE-FAMILY RESIDENTIAL DISTRICT, TO M-2, LIGHT INDUSTRIAL DISTRICT

This Ordinance was given first title reading on July 18, 2016.
Given public hearing and second title reading.

ORDINANCE NO. O-37-2016

ORDINANCE ACCEPTING THE DEDICATION OF A RIGHT-OF-WAY

This Ordinance was given first title reading.

Mr. Tremblay moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.

Yes: Tremblay, Schweser, Terwilliger, Snee, Twiss, Oda and Phillips.

No: None.

Mr. Phillips moved for adoption. Motion seconded by Mr. Twiss.

Yes: Schweser, Terwilliger, Snee, Twiss, Oda, Phillips and Tremblay.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-38-2016

ORDINANCE ACCEPTING THE DEDICATION OF A RIGHT-OF-WAY

This Ordinance was given first title reading.

Mr. Snee moved for suspension of rules requiring three readings. Motion seconded by Mr. Twiss.

Yes: Terwilliger, Snee, Twiss, Oda, Phillips, Tremblay and Schweser.

No: None.

Mr. Tremblay moved for adoption. Motion seconded by Mrs. Snee.

Yes: Snee, Twiss, Oda, Phillips, Tremblay, Schweser and Terwilliger.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-39-2016

ORDINANCE AUTHORIZING THE DEPOSIT OF PUBLIC FUNDS OF THE CITY OF TROY, OHIO, AND DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mr. Tremblay moved for suspension of rules requiring three readings. Motion seconded by Mrs. Snee.

Yes: Twiss, Oda, Phillips, Tremblay, Schweser, Terwilliger and Snee.

No: None.

Mr. Tremblay moved for adoption. Motion seconded by Mrs. Snee.

Yes: Oda, Phillips, Tremblay, Schweser, Terwilliger, Snee and Twiss.

No: None.

ORDINANCE ADOPTED

ORDINANCE NO. O-40-2016

ORDINANCE AUTHORIZING THE SALE OF MUNICIPAL PROPERTY NO LONGER NEEDED FOR A PUBLIC PURPOSE DECLARING AN EMERGENCY

This Ordinance was given first title reading.

Mrs. Snee moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.

Yes: Phillips, Tremblay, Schweser, Terwilliger, Snee, Twiss and Oda.

No: None.

Mr. Tremblay moved for adoption. Motion seconded by Mrs. Snee.

Yes: Tremblay, Schweser, Terwilliger, Snee, Twiss, Oda and Phillips.

No: None.

ORDINANCE ADOPTED

COMMENTS OF THE MAYOR: Mayor Beamish shared a note he received from the French Embassy thanking him and the City for a message of condolence following a terrorist attack in Nice, France. The Mayor commented that a recent survey named Troy the 7th happiest community in Ohio in which to live.

COUNCIL COMMENTS: Mrs. Oda asked about enforcement due to reported drug activity at the Royal Inn, and Mr. Titterington assured her that the Police Department is checking the location.

There being no further business, Council adjourned at 7:36 p.m.

Clerk of Council

President of Council